



CITY UTILITIES COMMITTEE
REGULAR COMMITTEE MEETING
~Minutes~

Atlanta City Hall
55 Trinity Ave.
Atlanta, GA 30303
<http://www.atlantaga.gov/>

CITY OF ATLANTA

Chairperson
The Honorable Natalyn Mosby Archibong

Alfred Berry Jr
(404) 330-6313
aberryjr@atlantaga.gov

Tuesday, March 25, 2014

9:30 AM

Committee Room 2

A. CALL TO ORDER

The regularly scheduled meeting of the **City Utilities Committee** was held on **Tuesday, March 25, 2014, at 9:33 AM.** in **Committee Room 2.** The following members were present:

B. INTRODUCTION OF MEMBERS

Attendee Name	Title	Status	Arrived
Natalyn Mosby Archibong	Chair	Present	9:28 AM
Ivory Lee Young Jr.	Vice Chair	Present	10:14 AM
Yolanda Adrean	Councilmember, District 8	Present	9:33 AM
Andre Dickens	Councilmember Post 3 At-Large	Present	9:33 AM
Joyce Sheperd	Councilmember, District 12	Present	9:36 AM
Howard Shook	Councilmember, District 7	Present	9:32 AM
Alex Wan	Councilmember, District 6	Present	9:31 AM

Others in Attendance:

Councilmembers Felicia A. Moore, C. T. Martin and Mary Norwood; City Attorney Cathy Hampton, Michael Patrick McShane, Stefaine Grant, Marc Goncher, Roger Bhandari and Renee Sheperd; Law Department; Frank Stephen, Kimberly Palmer, Margaret Tanner; Reginald Wells, Maisha Land-Wood; Department of Watershed Management; Commissioner Richard Mendonza, Rita Braswell, Santana Kempson-Wright, Department of Public Works; Commissioner Yvonne Cowser Yancy, Department of Human Resources; Keith Brooks, Office of Procurement; Leslie Ward, City Auditor; Interim COO Michael Geisler, Office of the Mayor; members of the public, press and Council Staff.

C. ADOPTION OF AGENDA - ADOPTED AS AMENDED TO GO INTO EXECUTIVE SESSION AND TO ADD 4 RESOLUTIONS

D. APPROVAL OF MINUTES – APPROVED

CONSENT

E. ORDINANCES FOR FIRST READING

- 14-O-1174 (1) AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052)) BUDGET IN THE AMOUNT OF ONE MILLION, FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$1,500,000.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVES FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE WATER MAINS, SW QUADRANT PROJECTS; AND FOR OTHER PURPOSES.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

ORDINANCES FOR FIRST READING (CONT'D)

- 14-O-1175 (2) AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING THE 2014 (INTERGOVERNMENTAL GRANT FUND) BUDGET, IN THE DEPARTMENT OF PUBLIC WORKS, BY ADDING TO ANTICIPATIONS AND APPROPRIATIONS THE AMOUNT OF TWO MILLION NINE HUNDRED SIXTY-THREE THOUSAND ONE HUNDRED NINE DOLLARS AND TWENTY-FIVE CENTS (\$2,963,109.25) TO INCREASE THE BUDGET AMOUNT AUTHORIZED BY THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR THE 2014 LOCAL MAINTENANCE IMPROVEMENT GRANT; AND FOR OTHER PURPOSES.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

- 14-O-1176 (3) AN ORDINANCE BY CITY UTILITIES AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052)) BUDGET IN THE AMOUNT OF SEVEN HUNDRED SEVENTY-SEVEN THOUSAND, TWO HUNDRED TWENTY-FOUR DOLLARS AND ZERO CENTS (\$777,224.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVES FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE DEPARTMENT OF PUBLIC WORKS STREET CLEANING PROGRAM TO PURCHASE MECHANICAL STREET SWEEPERS; AND FOR OTHER PURPOSES.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

REGULAR

F. ORDINANCES FOR SECOND READING

- 14-O-1157 (4) AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052)) BUDGET IN THE AMOUNT OF ONE MILLION, TWO HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$1,200,000.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVES FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE DWM INFORMATION TECHNOLOGY INFRASTRUCTURE UPGRADES; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

ORDINANCES FOR SECOND READING (CONT'D)

- 14-O-1163 (5) AN ORDINANCE BY COUNCILMEMBER C. T. MARTIN AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY, TO WAIVE THE PROVISIONS CONTAINED IN CHAPTER 138, ARTICLE II, DIVISION 6, SECTION 138-60 ENTITLED "FLAGS, BANNERS, SIGNS, DISPLAYS" OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO ALLOW THE COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS TO WAIVE THE BANNER DEPOSIT FEE OF ONE THOUSAND DOLLARS (\$1,000.00) PURSUANT TO CITY CODE SECTION 138-60(a)(7), TO WAIVE THE BANNER PERMIT FEE OF ONE HUNDRED DOLLARS (\$100.00) PURSUANT TO CITY CODE SECTION 138-60(a)(8), TO WAIVE ALL PER BANNER AND PER DAY FEES PURSUANT TO CITY CODE SECTIONS 138-60(a)(8)b.1. AND 138-60(a)(8)b.2. FOR 2014 AND TO GRANT TO THE MAYOR'S OFFICE OF CULTURAL AFFAIRS A PERMIT TO DISPLAY BANNERS FOR THE ATLANTA JAZZ FESTIVAL IN THE PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES. **(Requested the list of streets where banners will be placed)**

RESULT: APPROVED ON CONDITION

- 14-O-1165 (6) AN ORDINANCE BY COUNCILMEMBER C. T. MARTIN AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 21 WITH SD&C, INC. FOR FC-4943D, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS, AND GUTTERS TO ADD FUNDING FOR THE NISKEY LAKE TRAIL DRAINAGE PROJECT ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED SIXTY THOUSAND NINE HUNDRED DOLLARS AND NO CENTS (\$60,900.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

RESULT: FILE
COMMISSIONER RICHARD MENDOZA, DPW

- 14-O-1168 (7) AN ORDINANCE BY COUNCILMEMBERS NATALYN M. ARCHIBONG AND IVORY L. YOUNG, JR. AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY, TO WAIVE THE PROVISIONS CONTAINED IN CHAPTER 138, ARTICLE II, DIVISION 6, SECTION 138-60 ENTITLED "FLAGS, BANNERS, SIGNS, DISPLAYS" OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO ALLOW THE COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS TO WAIVE THE BANNER DEPOSIT FEE OF ONE THOUSAND DOLLARS (\$1,000.00) PURSUANT TO CITY CODE SECTION 138-60(a)(7), TO WAIVE THE BANNER PERMIT FEE OF ONE HUNDRED DOLLARS (\$100.00) PURSUANT TO CITY CODE SECTION 138-60(a)(8), TO WAIVE ALL PER BANNER AND PER DAY FEES PURSUANT TO CITY CODE SECTIONS 138-60(a)(8)b.1. AND 138-60(a)(8)b.2. AND TO GRANT TO THE CIVIL WAR SESQUICENTENNIAL COMMISSION A PERMIT TO DISPLAY BANNERS IN THE PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES.

RESULT: FORWARDED WITH NO RECOMMENDATION
ROBIN SHAHAR, LAW DEPARTMENT

ORDINANCES FOR FIRST READING (CONT'D)

14-O-1169 (8) AN ORDINANCE BY COUNCILMEMBERS CARLA SMITH AND NATALYN ARCHIBONG AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052)) BUDGET IN THE AMOUNT OF THREE MILLION, TWO HUNDRED THOUSAND, ONE HUNDRED SIXTY-SIX DOLLARS AND ZERO CENTS (\$3,200,166.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE RAW WATER DELIVERY PROJECT; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

FRANK STEPHEN, DWM

COMMISSIONER JO ANN MACRINA, DWM

G. RESOLUTIONS

14-R-3384 (9) A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A MEMORANDUM OF UNDERSTANDING AGREEMENT WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR PRELIMINARY ENGINEERING AND CONSTRUCTION SERVICES FOR THE ATLANTA UNIVERSITY CENTER STREETScape PROJECT; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

COMMISSIONER RICHARD MENDOZA, DPW

14-R-3385 (10) A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF FAIRBURN, GEORGIA, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, TO RELOCATE AND/OR ADJUST A CITY OF ATLANTA WATER PIPE AND RELATED FACILITIES IN CONJUNCTION WITH THE STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION PROJECT #S013807 TO DESIGN AND CONSTRUCT CERTAIN TRANSPORTATION FACILITY IMPROVEMENT TO THE BRIDGE ON JOHNSON ROAD CROSSING LINE CREEK AT THE FULTON COUNTY AND FAYETTE COUNTY LINE IN AN AMOUNT NOT TO EXCEED THREE HUNDRED TWENTY-EIGHT THOUSAND, FIVE HUNDRED SIXTY-SEVEN DOLLARS AND ZERO CENTS (\$328,567.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 171005 (DWM INFRASTRUCTURE APPURTENANCES) 5414002 (FACILITIES OTHER THAN BUILDINGS) 4410000 (WATER ADMINISTRATION) AND PROJECT TASK ORGANIZATION AND ACCOUNT NUMBER 17110893 (UTILITIES GDOT & MUNICIPAL) 102 (TASK) 505221391 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 5414002 (FACILITIES OTHER THAN BUILDINGS) COA; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

KIM PALMER, DWM

RESOLUTIONS (CONT'D)

14-R-3386 (11) A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO BGR, A JOINT VENTURE FOR FC-4906C, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR INSPECTION SUPPORT SERVICES FOR THE WATER DISTRIBUTION SYSTEMS IMPROVEMENTS SOUTHWEST AREA PHASES I & II IN AN AMOUNT NOT TO EXCEED THREE HUNDRED FIFTEEN THOUSAND, TWO HUNDRED FORTY DOLLARS AND ZERO CENTS (\$315,240.00); ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (DWM WATER & WASTEWATER RENEWAL) 171003 (DWM WATER LINEAR MAINTENANCE) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 4440000 (DISTRIBUTION) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17111191 (WATER MAINS, SW QUADRANT) 101 (DWM RNE 9999) 505221391 (DWM RNE 9999) 5212001 (CONSULTING/PROFESSIONAL SERVICES) COA; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE
KIM PALMER, DWM

H. PAPERS HELD IN COMMITTEE

14-O-1025 (12) AN ORDINANCE BY COUNCILMEMBERS JOYCE SHEPERD, HOWARD SHOOK, C. T. MARTIN AND FELICIA A. MOORE AMENDING CHAPTER 2 ("ADMINISTRATION"), ARTICLE XVI ("BOARDS, COUNCILS, COMMISSIONS AND AUTHORITIES"), DIVISION 2 ("CLEAN CITY COMMISSION") OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO RENAME DIVISION 2 FROM THE CLEAN CITY COMMISSION TO THE KEEP ATLANTA BEAUTIFUL COMMISSION; TO MOVE THE POSITION OF EXECUTIVE DIRECTOR FOR KEEP ATLANTA BEAUTIFUL UNDER THE PURVIEW OF THE DEPARTMENT OF PUBLIC WORKS; TO DIRECT KEEP ATLANTA BEAUTIFUL TO PROVIDE THE CITY COUNCIL ON A BI-ANNUAL BASIS A PERFORMANCE AUDIT OF ALL ACTIVITIES; AND FOR OTHER PURPOSES. **(HELD 1/14/14 TO PRESENT TO THE NPUS)**

14-O-1004 (13) AN ORDINANCE BY COUNCILMEMBER IVORY L. YOUNG, JR. AUTHORIZING THE RENAMING OF NEWPORT STREET, NW TO ANDREW J. HAIRSTON BOULEVARD BY AND THROUGH ACTIONS OF THE COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS OR HIS DESIGNEE; AND FOR OTHER PURPOSES. **(Public Hearing held on 1/28/14) (Referred back from Council 2/17/14)**

PAPERS HELD IN COMMITTEE (CONT'D)

14-R-3017 (14) A SUBSTITUTE RESOLUTION BY CITY UTILITIES COMMITTEE TO AUTHORIZE PAYMENT OF STIPULATED PENALTIES IMPOSED BY THE ENVIRONMENTAL PROTECTION AGENCY ("EPA") AND THE ENVIRONMENTAL PROTECTION DIVISION OF THE DEPARTMENT OF NATURAL RESOURCES OF THE STATE OF GEORGIA ("EPD") IN THE AMOUNT OF EIGHT THOUSAND, FIVE HUNDRED DOLLARS AND NO CENTS (\$8,500.00) AS STIPULATED PENALTIES FOR A FECAL COLIFORM EXCEEDANCE AT THE CLEAR CREEK CSO FACILITY ON MARCH 12, 2014 PURSUANT TO THE CSO CONSENT DECREE, CIVIL ACTION FILE NO. 1:95-CV-2550-TWT; TO IDENTIFY THE SOURCE OF FUNDING; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE ON SUBSTITUTE
MARGARET TANNER, DWM

I. LEGISLATION NOT ON AGENDA

RESOLUTIONS

14-R-3390 (15) A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE
*** ATLANTA CITY COUNCIL'S CITY UTILITIES COMMITTEE TO INTERACT WITH ALL CITY DEPARTMENTS AND THE INTERNAL AUDITOR REGARDING THE COMPLAINTS AND ALLEGATIONS BY EMPLOYEES IN THE CITY'S DEPARTMENT OF WATERSHED MANAGEMENT; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE
COUNCILMEMBER MARY NORWOOD
LESLIE WARD, CITY AUDITOR
CITY ATTORNEY CATHY HAMPTON
COMMISSIONER JO ANN MACRINA, DWM
GINA P. MURPHY, PACE
MIKE GEISLER, INTERIM COO
COUNCILMEMBER FELICIA A. MOORE
COMMISSIONER YVONNE COWSER YANCY, DHR
MARGARET TANNER, DWM
REGINALD WELLS, DWM

14-R-3391 (16) A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR
*** TO ISSUE A TASK ORDER TO JP2, A JOINT VENTURE FOR FC-4906E, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR DESIGN SERVICES FOR THE RAW WATER DELIVERY PROGRAM IN AN AMOUNT NOT TO EXCEED THREE MILLION, TWO HUNDRED THOUSAND, ONE HUNDRED SIXTY-SIX DOLLARS AND ZERO CENTS (\$3,200,166.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND

LEGISLATION NOT ON AGENDA (CONT'D)

ACCOUNT NUMBER 5052 (WATER & WASTEWATER R&E FUND) 171003 (DWM WATER LINEAR MAINTENANCE/REPAIR) (DWM WASTEWATER TREATMENT & COLLECTIONS) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 4440000 (DISTRIBUTION) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17111736 (RAW WATER DELIVERY) 101 (TASK) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING/PROFESSIONAL SERVICES) COA; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE
FRANK STEPHEN, DWM

14-R-3392 (17)

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH LAKESHORE ENGINEERING, LLC FOR FC-7120, SOUTH RIVER WRC AERATION BASIN REPAIR AND REPLACEMENT, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED TWO MILLION, NINE HUNDRED NINETY-THREE THOUSAND, NINE HUNDRED FIFTY-ONE DOLLARS AND FIFTY CENTS (\$2,993,951.50); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER R&E FUND) 170201 (DWM WASTEWATER TREATMENT & COLLECTIONS) 5414002 (FACILITIES NOT BUILDINGS) 4310000 (SANITARY ADMINISTRATION) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17111651 (AERATION BASIN EQUIPMENT REPAIR AND REPLACEMENT) 101 (TASK) 505221391 (WATER & WASTEWATER R & E FUND) 5414002 (FACILITIES NOT BUILDINGS) COA; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

14-R-3393 (18)

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 21 WITH SD&C, INC. FOR FC-4943D, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS, AND GUTTERS TO ADD FUNDING FOR THE NISKEY LAKE TRAIL DRAINAGE PROJECT ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED SIXTY THOUSAND NINE HUNDRED DOLLARS AND NO CENTS (\$60,900.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE
FRANK STEPHEN, DWM

J. EXECUTIVE SESSION

THE COMMITTEE WENT INTO EXECUTIVE SESSION TO DISCUSS DEPARTMENT OF WATERSHED PERSONNEL, COMPLAINTS AND ALLEGATIONS.

K. COMMENTS FROM THE PUBLIC

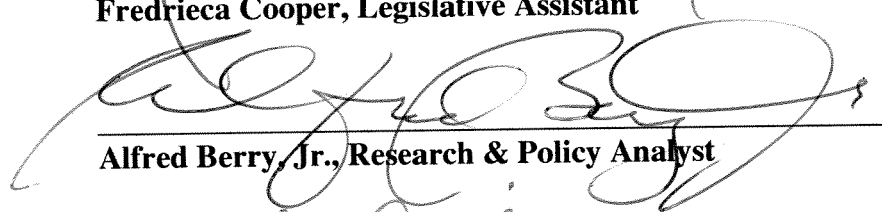
L. REQUESTED ITEMS

1. The Commissioner of Watershed Management will brief the Chair every two weeks on the Department's Implementation of Measures required by the Department of Homeland Security per Full Council Amendment to Ordinance 14-O-1064 on 2/3/14.
2. Councilmember Archibong requested an update on Google Fiber.

There being no further business to come before the City Utilities Committee the meeting was adjourned at 12:30 PM

Respectfully submitted:



Fredrieca Cooper, Legislative Assistant

Alfred Berry, Jr., Research & Policy Analyst

The Honorable Natalyn Mosby Archibong, Chair